



**HUMAN RESOURCES OFFICE  
TECHNICIAN / AGR ADMINISTRATIVE INSTRUCTION  
(TAAI)**

Number: 07-02

30 Jan 07

**FISCAL YEAR 2007 AVIATION CONTINUATION PAY FOR AIR NATIONAL  
GUARD ACTIVE GUARD/RESERVE PILOTS**

**EXPIRATION 31 DECEMBER 2007**

1. The National Guard Bureau (NGB) has published their guidance for the Aviation Continuation Pay (ACP) program for Air National Guard/Reserve (AGR) pilots. Please read all of the enclosed information carefully as the FY07 ACP program continues to evolve.
2. Wing commanders must designate an ACP Coordinator within the Military Personnel Flight (MPF) and provide letter of designation to NGB/A1FF, [ANG.FlyingTraining@ngb.af.mil](mailto:ANG.FlyingTraining@ngb.af.mil) and Directorate of Human Resources, attn: CAJS-J1-HR-AIR-AGR, NLT 1 March 2007.
3. Each Wing ACP Coordinator must submit a report biannually (Suspense: 30 April 2007 and 30 Sep 2007) to the Directorate of Human Resources Attn: CAJS-J1-HR-AIR-AGR. Spreadsheets signed by other than the designated ACP coordinator will be returned.
4. Each Wing ACP Coordinator must submit a copy of each approved/disapproved ACP contract to the Directorate of Human Resources Attn: CAJS-J1-HR-AIR-AGR.
5. Questions or appeals of wing level disapprovals must be forwarded through the chain of command to the Directorate of Human Resources. Individuals are not authorized to contact DFAS or ANG/A1 directly.
6. Direct questions regarding this TAAI through your ACP Coordinator to TSgt Amber Bambaloff at DSN 466-3355.

  
STUART D. EWING  
Captain, CA ANG  
Deputy Human Resources Officer

Encls

1. USD Memorandum, 13 Dec 07
2. NGB/A1 Memorandum w/Implementation Policy, 19 Dec 07
3. Sample Report

DISTRIBUTION:  
Air: TA



PERSONNEL AND  
READINESS

OFFICE OF THE UNDER SECRETARY OF DEFENSE  
4000 DEFENSE PENTAGON  
WASHINGTON, D.C. 20301-4000

DEC 13 2006


MEMORANDUM FOR ASSISTANT SECRETARY OF THE AIR FORCE  
(MANPOWER AND RESERVE AFFAIRS)

SUBJECT: Air Force, Air Force Reserve, Air National Guard Aviator Continuation Pay  
(ACP) Program for Fiscal Year 2007

This is in response to your 30 November 2006 memorandum. In accordance with section 301b of title 37, United States Code, I approve the Air Force, Air Force Reserve, and Air National Guard proposals through December 31, 2007. Any period thereafter would be subject to the requisite congressional reauthorizations of section 301b.

Aviation officers are eligible for the bonus authorized under section 301b if they are entitled to aviation career incentive pay under section 301a of title 37, United States Code; serve in a pay grade below O-7; are qualified to perform operational flying duty; and have completed their active duty service commitment incurred for undergraduate aviator training or are within one year of completing such commitment.

Your efforts over the last year should further enhance program effectiveness and contribute to retention.



SES  
Michael L. Dominguez  
Principal Deputy



DEPARTMENTS OF THE ARMY AND THE AIR FORCE  
NATIONAL GUARD BUREAU  
1411 JEFFERSON DAVIS HIGHWAY  
ARLINGTON VA 22202-3231

19 DEC 2006

MEMORANDUM FOR SEE DISTRIBUTION

FROM: NGB/A1

1411 Jefferson Davis Highway  
Arlington, VA 22202-3231

SUBJECT: Fiscal Year 07 Aviator Continuation Pay for Air National Guard Active  
Guard/Reserve Pilots and Air Battle Managers

Under authority of the National Defense Authorization Act, this memorandum announces implementation of the FY07 Air National Guard Aviator Continuation Pay (ACP) Program for Air National Guard (ANG) pilots and Air Battle Managers (ABMs) serving in either Title 32 Active Guard/Reserve or Title 10 Statutory Tour programs as well as certain members serving under Military Personnel Appropriation Program (MPA), AFI 36-2619. This memorandum serves as the authority to offer ACP agreements in FY07 to those pilots and Air Battle Managers meeting the attached eligibility criteria.

The FY07 ACP program has changed dramatically. Please ensure your wing commanders and ACP coordinators are aware of all the changes. Paragraph 1.4.4 requires that all Wing Commanders designate an ACP coordinator who will be responsible for all communication pertaining to the program. Attached is a document detailing the routing process of the new program. Three areas need highlighting. First, commanders need to carefully advise the member of the service commitment involved and the ramifications if the member defaults on the contract. Secondly, although TAGs continue to have the ability to manage their rated force, the service and monetary commitment incurred by the service member can only be waived by the Director Manpower, Personnel, and Services (NGB/A1). Commanders must take this into consideration when looking at future force management. Thirdly, members must go through their local chains of command and ACP coordinators for Agreements or questions. Members are not authorized to contact DFAS nor NGB/A1 directly.

NGB/A1 is the staff agency responsible for the implementation of this policy. The point of contact for this issue is Mr. Robert R. Authier, NGB/A1, commercial (703) 607-0397, DSN 327-0397, or email Robert.Authier@ngb.ang.af.mil.

KNOX D. LEWIS, GS-14, DAF

Deputy Director, Manpower, Personnel,  
and Services

Attachment  
ANG FY07 ACP Implementation Policy

Distribution:  
All State ESSO  
All WG/CC  
All OG/CC  
All MPF Chiefs  
All ACP Coordinators

***Air National Guard  
Fiscal Year 2007 Aviator Continuation Pay (ACP)  
Implementation Policy***

**RESPONSIBILITIES**

**1.1 NGB/CF.** Proponent for the ACP program delegated by the Secretary of the Air Force. Serves as approval/disapproval authority for statutory tour aviators eligible for this program.

**1.2 NGB/A1.** NGB/A1 has overall responsibility for implementing the ACP program.

1.2.1 Distribute guidance concerning eligibility and ACP information to states.

1.2.2 Coordinate and monitor program implementation and actions.

1.2.3 Maintain program source documents for complete program history.

1.2.4 Receive and review all contracts and spread sheets from states for AGR contracts.

1.2.5 Forward all state AGR contracts to DFAS-AC for processing and payment.

**1.3 ANG State Headquarters.**

1.3.1 TAGs retain their current authority to manage their pilot and ABM forces. Entitlement to ACP does not guarantee extension or renewal of AGR orders.

1.3.2 Ensure fair and equitable application of the policies for ACP.

1.3.3 Monitor state program implementation.

1.3.4 Approval/disapproval authority for ACP agreements for wing commanders or equivalent.

1.3.5 Publish AGR orders.

1.3.6 Process reconsideration actions to the Adjutant General for a decision.

1.3.7 Forward semi-annual (April/September) reports from each MPF to NGB/A1FF.

**1.4 Wing Commander (or Equivalent) Responsibilities.**

1.4.1 Commanders retain their current authority to manage their pilot and ABM forces. Entitlement to ACP does not guarantee extension or renewal of AGR tours.

1.4.2 Approval/disapproval authority for ACP agreements for wing commanders or equivalent.

1.4.3 Make certain that an approval or disapproval is in the best interest of the ANG.

1.4.4 Designate an ACP Coordinator within the Military Personnel Flight and provide letter of designation to NGB/A1FF, [ANG.FlyingTraining@ngb.ang.af.mil](mailto:ANG.FlyingTraining@ngb.ang.af.mil) NLT 30 November 2006. Spreadsheets signed by other than the designated ACP coordinator will be returned.

1.4.5 Counsel each eligible aviator on the program's details, including that acceptance of the aviator continuation pay obligates the member to serve on active duty for the full period stated in the agreement, and that the individual will not be allowed to pursue other employment that will conflict with their commitment until their contract is fulfilled.

**1.5 NGB/OM.** The Office of Organizational Management will designate an ACP Coordinator for statutory tour members.

1.5.1 NGB/CF retains their current authority to manage the pilot and ABM forces. Entitlement to ACP does not guarantee extension or renewal of a Title 10 statutory tour.

\*1.5.2 Forward a semi-annual report (see Attachment 4) for statutory tour members directly to NGB/A1FF, [ANG.FlyingTraining@ngb.ang.af.mil](mailto:ANG.FlyingTraining@ngb.ang.af.mil).

## **1.6 The ACP Coordinator.**

- 1.6.1 Develop and maintain eligibility rosters (see Attachment 4).
- 1.6.2 Ensure each eligible aviator reviews this memorandum before counseling.
- 1.6.3 Counsel each eligible aviator on the program's details, including: pay amounts, the new AGR/statutory tour service commitment associated with accepting ACP, and the ACP effective date. (Ensure each individual understands that acceptance of ACP obligates the member to serve on active duty for the full period stated in the agreement).
- 1.6.4 Recommend approval or disapproval to the approving authority.
  - 1.6.4.1 Notify the aviator of the approval or disapproval pending final review by NGB/A1FF.
  - 1.6.4.2 Complete the formal agreement for those approved.
  - 1.6.4.3 For disapproved applications, inform the aviator that he/she may submit a request for reconsideration. See disapproval procedures in para 2.4.
    - 1.6.4.3.1 For AGR members, submit requests for reconsideration through the wing commander to The Adjutant General for a final decision.
    - 1.6.4.3.2 For statutory tour members, submit requests for reconsideration to NGB/CF for final decision.
- 1.6.5 Forward completed original ACP agreements to NGB/A1FF via Case Management System (CMS) (NGB/A1FF). Include member's orders, aeronautical order showing ASD, spreadsheet with required information and confirmation member is receiving ACIP. Prior to the unit sending the CMS case to NGB/A1FF, they must ensure the member has an active pay account, they are currently receiving Flight Pay (ACIP/FID 12), and the termination date of the agreement does not pay past current tour end date.
- 1.6.6 Review records of ACP recipients prior to future payments to ensure continued eligibility.
- 1.6.7 Forward a semi-annual report (see Attachment 4) through the ANG State Headquarters to NGB/A1FF.
- \*1.6.8 Provide a spreadsheet of new eligible members, with a certification statement that the members identified within are indeed entitled to ACP, to NGB/A1FF.
- \*1.6.9 Notify DFAS-DE via NGB/A1FF using CMS when the member is no longer entitled.

## **1.7 Individual Aviator.**

- 1.7.1 NGB/CF (for statutory tour members), The Adjutant General and commanders retain the authority to manage pilot and ABM forces. The aviator's entitlement to request ACP does not guarantee approval.
- 1.7.2 Review these instructions before scheduling counseling with your ACP Coordinator.
  - 1.7.2.1 If you are incorrectly identified for ACP, notify your ACP Coordinator and have them correct the error.
  - 1.7.2.2 If you believe you are eligible for ACP but have not been identified, notify your ACP Coordinator in writing.
- 1.7.3 Notify your ACP Coordinator when you decide to accept or decline ACP. **NOTE:** You must accept ACP at the time of your orders.
- 1.7.4 To accept ACP:
  - 1.7.4.1 Sign and date the completed ACP agreement (Attachment 2) after counseling from the ACP Coordinator and in his/her presence.
  - 1.7.4.2 Keep a copy of the signed agreement for your records.

1.7.5 If your ACP application is disapproved, you may request reconsideration within 10 duty days after you receive the ACP disapproval notification.

1.7.5.1 For AGR members, the Adjutant General will make the final decision on any request for reconsideration.

1.7.5.2 For statutory tour members, NGB/CF will make the final decision on any request for reconsideration.

## **1.8 Financial Management Office.**

1.8.1 The ANG financial management (FM) office servicing the AGR aviator will receive a spreadsheet from the ACP Coordinator and will verify that the member is receiving flight pay by checking the MMPA to ensure there is an open Aviation Career Incentive Pay (FID 12) entry on the record. If the aviator is not on flying status, FM will notify the servicing Host Aviation Resource Manager (HARM) to correct the aviator's status prior to the unit ACP coordinator forwarding the spreadsheet to NGB/A1FF for processing or request a copy of the aeronautical order (AO) from the HARM and forward a copy of the AO to the ANG pay office via the Case Management System (CMS), as the source document for processing the 1201 to start flight pay. The ANG pay office will process the 1201 via DMO. Once the 1201 is posted and verified, the ANG pay office will forward the contract and updated spreadsheet to the unit ACP coordinator who will then forward to NGB/A1FF, via CMS for review and approval.

1.8.2 For statutory tour aviators, NGB/OM will forward required information on ACP eligible members to DFAS-DE via NGB/A1FF using CMS for initial and subsequent payments.

1.8.3 Notify DFAS-DE via NGB/A1FF when statutory tour aviators are no longer entitled to ACP.

## **1.9 DFAS-DE**

1.9.1 Upon receipt of a spreadsheet with the certification statement from NGB/A1FF for AGR or stat tour members from NGB/OM via NGB/A1FF, DFAS-DE will process a transaction to pay the member.

## PROGRAM ELEMENTS

**2.1 Initial Eligibility.** NGB/A1 publishes eligibility criteria. Each aviator must:

2.1.1 Be initially entitled to aviation career incentive pay (ACIP) under Title 37 U.S.C. Section 301a.

2.1.2 Be in a grade below brigadier general and assigned to a full time AGR UMD or Statutory Tour Title 10 position, or be on MPA orders for a minimum term of one year continuous duty.

2.1.3 Are qualified for operational flying duty in accordance with AFI 11-401, Flight Management, and AFI 11-402, Aviation Parachutist Service, Aeronautical Ratings and Badges.

2.1.4 Have no more than 25 years of total aviation service as a pilot or 20 years of total aviation service as an air battle manager.

2.1.5 Have completed at least 10 years of service as a pilot following commencement of Undergraduate Pilot Training (UPT), Specialized Undergraduate Pilot Training (SUPT), Joint Specialized Undergraduate Pilot Training (JSUPT), Fixed Wing Qualification, Undergraduate Pilot Training-Helicopter (UPT-H), or Euro-North Atlantic Treaty Organization Joint Jet Pilot Training (ENJJPT). Air battle managers must have served at least 6 years of service as an ABM since commencing E-8 Airborne Battle Manager Qualification/Requalification/Transition Training. **NOTE:** No other service commitment affects ACP eligibility.

2.1.6 Serve in a critical aviation specialty designated annually by the Secretary of the Air Force (SECAF) and approved by the Secretary of Defense.

2.1.7 Only eligible at the beginning of an AGR, MPA, or Statutory Tour or at the completion of a current ACP contract.

2.1.8 Meet any additional eligibility criteria in the current year's implementation plan as may be announced by NGB/A1. See the definition of eligibility and effective dates in Attachment 1.

**2.2 ACP Service Commitment.** NGB/OM (for statutory tour officers) or the Military Personnel Flight (MPF) insure ANG aviators approved for ACP incur a service commitment commensurate with the years of ACP covered by the ACP agreement. ACP service commitments cannot be waived without approval of NGB/CF, unless the aviator is involuntarily removed from the AGR/statutory tour program.

2.2.1 When an aviator's ACP is suspended or terminated, the aviator's service commitment will not be automatically shortened or relieved. Aviators whose ACP eligibility is suspended or terminated may request a change to the ACP service commitment in writing through their chain of command for NGB/A1 approval.

2.2.2 Commitment incurred from ACP does not guarantee that an aviator will remain in AGR/statutory tour status if involuntarily separation is appropriate IAW AFI 36-3209, *Separation and Retirement Procedures for Air National Guard and Air Force Reserve Members*, or ANGI 36-101, *The Active Guard/Reserve Program*.

2.2.3 Aviators transferring from AGR to statutory tour or vice versa will be allowed to fulfill their remaining ACP service commitment in the new position with the concurrence of the gaining organization (The Adjutant General or NGB/CF).

**2.3 Payment Schedules.** Table 2.1 shows pilot ACP payment rates and Table 2.2 shows ABM ACP payment rates.

**Table 2.1 Annual Pilot ACP Payment Rates (Note 1).**

<b>R U L E</b>	Aviator with the following aviation service:	Is eligible for an agreement period of:	The total ACP payment amount is paid in annual installments (before tax), pro-rated if necessary, of:
<b>1</b>	21 YAS or less	4 years	4 yr = \$25,000 (Note 2, 4, 5)
<b>2</b>	More than 21 YAS to 24 YAS	To 25 YAS	\$15,000 (Note 3, 5)

**NOTES:**

1. Payments are subject to withholding of applicable federal and state taxes.
- \*2. A four-year agreement is the minimum period under this rule.
3. Agreements of less than 4 years are for \$15,000 per year. The minimum agreement period under this rule is 12 months and can only be used to reach 25 YAS as required. No contract may extend beyond the 25 YAS/ASD date. Aviators who have less than 12 months prior to reaching 25 YAS are not eligible for ACP.
- \*4. If you fail to serve the total period of your duty specified in this agreement (4 years), your bonus will be recalculated at \$15,000 versus \$25,000 per year. Any bonus paid in excess of \$15,000 per year will constitute a debt or obligation to be repaid to the United States.
- \*5. Temporary tours with a contract length of 1, 2, or 3 years are eligible to receive \$15,000 per year for the length of their temporary tour.

**Table 2.2 Annual ABM ACP Payment Rates (Note 1).**

<b>1</b>	16 YAS or less	4 years	4 yr = \$15,000 (Note 2, 4, 5)
<b>2</b>	More than 16 YAS to 19 YAS	to 20 YAS	= \$10,000/yr (Note 3, 5)

**NOTES:**

1. Payments are subject to withholding of applicable federal and state taxes.
- \*2. A four-year agreement is the minimum period under this rule.
3. Agreements of less than 4 years are for \$10,000 per year. The minimum agreement period under this rule is 12 months and can only be used to reach 20 YAS. Aviators who have less than 12 months prior to reaching 20 YAS are not eligible for ACP.
- \*4. If you fail to serve the total period of your duty specified in this agreement (4 years), your bonus will be recalculated at \$10,000 versus \$15,000 per year. Any bonus paid in excess of \$10,000 per year will constitute a debt or obligation to be repaid to the United States.
- \*5. Temporary tours with a contract length of 1, 2, or 3, years are eligible to receive \$10,000 per year for the length of their temporary tour.



## **2.4 Disapproving ACP Applications or Future Payments.**

2.4.1 The ACP Coordinator will recommend disapproval for aviators who:

2.4.1.1 Are awaiting an operational flying disqualification resulting from a flying evaluation board.

2.4.1.2 Are awaiting involuntary separation under AFI 36-3209 or ANGI 36-101.

2.4.1.3 Are awaiting or undergoing investigation into military or civil offenses.

2.4.1.4 Have a documented record of substandard duty performance or misconduct.

2.4.1.5 Have a documented record of aviator skills and officer performance that makes them ineffective for rated duty.

2.4.2 If any of the above-listed conditions are later found unjustified, the aviator may reapply or be reinstated for ACP.

2.4.3 Processing a disapproval.

2.4.3.1 The ACP Coordinator will write a memorandum outlining the reason or reasons in paragraph 2.4.1 above. Attach any documentation that substantiates the recommendation for disapproval (FEB, discharge action, etc.).

2.4.3.2 Forward the recommendation and attachments to the approving authority via NGB/A1FF using CMS for a decision.

2.4.3.3 Upon disapproval by the approving authority, the ACP Coordinator will have the aviator sign an acknowledgment of receipt of the disapproval.

2.4.3.4 The ACP Coordinator will counsel the aviator that he/she may submit a request for reconsideration of the disapproval within 10 duty days.

2.4.3.5 Upon receipt of a request for reconsideration the ACP Coordinator will forward the request and disapproval package through the wing commander (or equivalent) to The Adjutant General for a final decision. Statutory tour requests for reconsideration are forwarded to NGB/CF for a final decision.

2.4.4 Upon final determination, inform the aviator of the decision in writing. Process approved requests for reconsideration as an approval for ACP in accordance with paragraph 1.6.4.2.

## **2.5 Terminating, Suspending or Recouping ACP.**

2.5.1 The ACP Coordinator will notify the servicing ANG comptroller via CMS to terminate further ACP payments when an aviator:

2.5.1.1 Is dismissed or discharged for cause; or disqualified for aviation service for cause in accordance with AFI 11-402, *Aviation and Parachutist Service, Aeronautical Ratings and Badges*. Prior payment is recalculated using the daily prorated method and excess is recouped. No future payments are authorized.

2.5.1.2 Applies and is approved by NGB/A1 for voluntary retirement or separation before completing the ACP service commitment. Prior payment is recalculated using the daily-prorated method and excess is recouped IAW 37 USC 301b(g). No future payments are authorized.

2.5.1.3 Is involuntarily separated (not initiated by the member) due to medical grounding, disability separation or retirement; twice non-selected for promotion; or separation due to selective retention under ANGI 36-2606. Prior payment is not recouped. No future payments are authorized.

2.5.1.4 Is promoted to brigadier general. Prior payment is not recouped. No future payments are authorized.

2.5.1.5 Dies within the ACP service commitment time period. Prior payment is not recouped. If the death is determined to be in the line of duty, a lump sum in the total amount of payments remaining unpaid under the agreement at the time of death will be included in the final settlement of the officer's military pay account.

2.5.2 Suspend ACP payments when an aviator under an ACP service agreement:

2.5.2.1 Is suspended from aviation service in accordance with AFI 11-402.

2.5.2.2 Is medically disqualified for aviation service.

2.5.3. Recoup any 'unearned' payment as determined from Table 2.1 or 2.2 and/or from the termination date in paragraph 2.5.

2.5.3.1. 'Unearned' payment is defined as the amount of days not served for the year the last payment was applied to, multiplied by the daily rate determined by DFAS for the specific contract amount.

## Attachment 1

### GLOSSARY

**ACP Agreement** – The aviator's application for ACP. After the approval authority signs it, it becomes a legal contract. See Attachment 2.

**ACP Approval Authority** – The Adjutant General for wing commanders or equivalent, wing commander (or equivalent) for other AGR officers or NGB/CF for statutory tour aviators.

**ACP Disapproval Authority** – The final disapproval authority for the ANG is the Adjutant General or NGB/CF for statutory tour aviators.

**ACP Coordinator** – The person who counsels ACP eligible aviators and initially recommends approval or disapproval of the aviators' ACP agreement.

**Aviation Service** – Aviation service applies to all ANG members required to maintain flying skills and perform essential in-flight duties when contract is signed. Policy distinguishes between rated officers, non-rated aircrew members (officer and enlisted), and operational support aviators. Differences regarding qualifications, termination and entitlements show varying degrees of aviation career involvement. Nonetheless, all members must be professionally and physically qualified and on aeronautical orders requiring frequent and regular flight when contract is signed. (See AFI 11-402)

**Aviation Service Date (ASD)** – An ASD is the date of entry into an aviation career. Only rated officers and undergraduate flying training students are assigned an ASD. Officers enrolled in UPT, UPT-H, SUNT, or NASA Mission Specialist Training enter an aviation career on the class starting date in the program flying training (PFT) document. (See AFI 11-402)

**Effective Date** – The date an ACP agreement begins, that is, the date from which pay amounts are computed. The effective date and eligibility date are the same when an aviator accepts ACP on or before the eligibility date. When an aviator accepts ACP after the eligibility date, the ACP effective date is the date on which the aviator signs the agreement.

**Eligibility Date** – The date an aviator is first eligible for ACP. ANG rated officers who meet all other eligibility criteria use their AGR or Statutory Tour start date.

**Eligibility Roster** – Names, payment amounts, eligibility dates, and related information.

**Service Commitment for ACP** – The new service commitment an ANG aviator incurs upon entering into an ACP agreement. This new service commitment requires AGR/statutory tour aviators to remain full-time AGR/statutory tour aviators for the number of years equal to the years of ACP payment, unless relieved sooner by NGB/A1.

**Attachment 2****PILOT AVIATOR CONTINUATION PAY (ACP) AGREEMENT**

1. Under 37 U.S.C., Section 301b, and in consideration of receiving Aviator Continuation Pay (ACP), I \_\_\_\_\_ (Name/Rank/SSN) agree to continue as an Active Guard/Reserve (AGR/statutory tour) rated officer through the end date of my ACP agreement service commitment I incur based on my elected option in paragraph 2, below.

2. I understand and agree that the effective date of this agreement is \_\_\_\_\_. I realize this agreement is binding from the date of my signature or publication date of my new/amended AGR/statutory tour orders, whichever is later. I have indicated the option I am accepting by initialing the appropriate row in the following chart:

<b><i>Option</i></b>	<b><i>New AGR/Statutory Tour Service Commitment</i></b>	<b><i>Initials</i></b>
Option A (21 YAS or less)	4 Yrs	_____
Option B (> 21 YAS to 24 YAS)	To 25 Yrs Aviation Svc (min 12 mos)	_____
Option C	1, 2, or 3 Yrs	_____

***Notes:***

1. New AGR/statutory tour service commitment is based on the effective date of the agreement (the date on which the aviator signs the agreement).

3. Payments are based on the effective date of this agreement and the option I selected above. I understand that payments will be made in equal annual installments or prorated as follows:

Option A	\$25,000/Yr	Initials _____
Option B	\$15,000/Yr	Initials _____
Option C	\$15,000/Yr (1, 2, or 3 Yrs)	Initials _____

4. I realize my ACP entitlement will stop immediately in the event I:

- a. Attain the grade of brigadier general.
- b. Become permanently disqualified for aviation service due to medical or other reasons
- c. Am no longer entitled to Aviation Career Incentive Pay (ACIP)/Flight Pay
- d. Am dismissed or discharged for cause
- e. Retire or separate for any reason authorized under any provision of law or ANG policy

5. I understand that in the event of any of the following actions, my ACP entitlement will stop and the unearned portion of ACP paid me is considered a debt to the United States Government and will be recouped on a pro rata basis. Prior payment is recalculated using the daily-prorated method and excess recouped IAW 37 USC 301b(g). Furthermore, by law the debt may not be discharged in bankruptcy, except as provided by Title 37 U.S.C., Section 301 b(g)(3); the unearned ACP may be recouped as a result of:

- a. Permanent disqualification from aviation service due to misconduct or willful neglect
- b. Dismissal
- c. Discharge for cause

6. Should I apply to retire or separate prior to completion of my ACP agreement commitment, approval or disapproval will be made by NGB/A1 based on Air National Guard needs and will not be influenced by my offer to repay ACP.

19 Dec 06

7. Should I fail to serve the total period of my duty specified in this agreement (4 years), my bonus will be recalculated at \$15,000 versus \$25,000 per year. Any bonus paid in excess of \$15,000 will be constituted a debt or obligation to be paid to the United States.

8. I understand that this agreement does not guarantee that I will be allowed to continue serving until I complete the AGR/statutory tour service commitment established under this agreement.

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Aviator Signature)

DSN: \_\_\_\_\_

Wing/CC or equivalent  
Approved / Disapproved

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Typed Name and Grade of Approving Officer)

\_\_\_\_\_  
(Signature)

---

***I elect to decline ACP at his time.***

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Signature)

---

Member was counseled from the ACP instructional package provided.

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Signature ACP Coordinator)

#### PRIVACY ACT STATEMENT

AUTHORITY: Title 37 U.S.C., Section 301b

PURPOSE: To provide information necessary for the approval authority to determine if applicant meets all requirements for the award of Aviator Bonuses.

ROUTINE USES: For processing activities and approval authority to determine if applicant meets all eligibility requirements for the program. Use of SSN is necessary to make positive identification of the individual and records.

DISCLOSURE IS VOLUNTARY: If the applicant does not provide the information, however, no further action can be taken on the request and all further processing terminates.

**Attachment 3****AIR BATTLE MANAGER AVIATOR CONTINUATION PAY (ACP) AGREEMENT**

1. Under 37 U.S.C., Section 301b, and in consideration of receiving Aviator Continuation Pay (ACP), I \_\_\_\_\_ (Name/Rank/SSN) agree to continue as an Active Guard/Reserve (AGR/statutory tour) rated officer through the end date of my ACP agreement service commitment I incur based on my elected option in paragraph 2, below.

2. I understand and agree that the effective date of this agreement is \_\_\_\_\_. I realize this agreement is binding from the date of my signature or publication date of my new/amended AGR/statutory tour orders, whichever is later. I have indicated the option I am accepting by initialing the appropriate row in the following chart:

<b><i>Option</i></b>	<b><i>New AGR/Statutory Tour Service Commitment</i></b>	<b><i>Initials</i></b>
Option A (4 Years; note 1)	4 Years	_____
Option B (>16 YAS to 19 YAS)	To 20 yrs Aviation Svc (min 12 mos)	_____
Option C Temporary Tours	1, 2, or 3 Years (note 3)	_____

***Notes:***

1. Available to air battle managers with 16 YAS or less.
2. New AGR/statutory tour service commitment is based on the effective date of the agreement (the date on which the aviator signs the agreement).
3. Cannot exceed 20 YAS.

3. Payments are based on the effective date of this agreement and the option I selected above. I understand that payments will be made in equal annual installments or prorated as follows:

Option A	\$15,000/Yr	Initials _____
Option B	\$10,000/Yr	Initials _____
Option C	\$10,000/Yr	Initials _____

4. I realize my ACP entitlement will stop immediately in the event I:

- a. Attain the grade of brigadier general.
- b. Become permanently disqualified for aviation service due to medical or other reasons
- c. Am no longer entitled to Aviation Career Incentive Pay (ACIP)/Flight Pay
- d. Am dismissed or discharged for cause
- e. Retire or separate for any reason authorized under any provision of law of ANG policy

5. I understand that in the event of any of the following actions, my ACP entitlement will stop and the unearned portion of ACP paid me is considered a debt to the United States Government and will be recouped on a pro rata basis. Prior payment is recalculated using the daily-prorated method and excess recouped IAW 37 USC 301b(g). Furthermore, by law the debt may not be discharged in bankruptcy, except as provided by Title 37 U.S.C., Section 301 b(g)(3); the unearned ACP may be recouped as a result of:

- a. Permanent disqualification from aviation service due to misconduct or willful neglect
- b. Dismissal
- c. Discharge for cause

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6. Should I apply to retire or separate prior to completion of my ACP agreement commitment, approval or disapproval will be made by ANG/DP based on Air National Guard needs and will not be influenced by my offer to repay ACP.

7. Should I fail to serve the total period of my duty specified in this agreement (4 years), my bonus will be recalculated at \$10,000 versus \$15,000 per year. Any bonus paid in excess of \$10,000 will be constituted a debt or obligation to be paid to the United States.

8. I understand that this agreement does not guarantee that I will be allowed to continue serving until I complete the AGR/statutory tour service commitment established under this agreement.

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Aviator Signature)

DSN: \_\_\_\_\_

Wing/CC or equivalent  
Approved / Disapproved

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Typed Name and Grade of Approving Officer)

\_\_\_\_\_  
(Signature)

***I elect to decline ACP at his time.***

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Signature)

Member was counseled from the ACP instructional package provided.

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Signature ACP Coordinator)

#### PRIVACY ACT STATEMENT

AUTHORITY: Title 37 U.S.C., Section 301b

PURPOSE: To provide information necessary for the approval authority to determine if applicant meets all requirements for the award of Aviator Bonuses.

ROUTINE USES: For processing activities and approval authority to determine if applicant meets all eligibility requirements for the program. Use of SSN is necessary to make positive identification of the individual and records.

DISCLOSURE IS VOLUNTARY: If the applicant does not provide the information, however, no further action can be taken on the request and all further processing terminates.

#### **Attachment 4**

### **FORMAT FOR ELIGIBILITY ROSTER AND SEMI-ANNUAL REPORT FROM THE ACP COORDINATOR**

The following information is required on the eligibility roster and provided on a semi-annual basis from each ACP Coordinator submitted through the State Headquarters (as appropriate) to NGB/A1FF:

1. ACP Coordinator Name, unit, DSN phone number, and e-mail
2. Name of each AGR/Statutory Tour, MPA Aviator, SSN, Aviation Service Date, Eligibility Date (can be a future date or blank if currently not eligible), Application Date (or blank if did not apply), ACP Agreement Length (years), ACP Agreement Payment Rate, Approved/Disapproved, Approval/Disapproval Date, AGR/Statutory Tour Order End Date
3. Identify any aviator that has had ACP terminated, suspended or recouped with the reason for the action, amount paid to date and amount being recouped (if any).
4. Specifically identify any additions or deletions to the roster/report. Include the reason for any additions or deletions. This roster becomes the historical document for this program and all names must remain consistent from report to report.



[illegible]

SIGNATURES MUST BE VERIFIED AS APPROVED BY WG/CC AS NOTED IN IMPLEMENTATION POLICY PARA 1.4.4.  
LETTER OF DESIGNATION MUST BE RECEIVED BY NGB/A1FF AND INCLUDE NAME, EMAIL ADDRESS, PHONE NUMBER  
AND FAX NUMBER (COMM AND DSN)